

An interurban electric railway company, within the meaning of this act, is a corporation chartered under the laws of this State for the purpose of conducting and operating an electric railway between two cities or between two incorporated towns, or between one city and one incorporated town in this State, and the rights secured under this section of this act by any interurban company shall be inoperative and void if the road to be constructed under the charter of said company is not fully constructed from a city or incorporated town to some other city or incorporated town within twelve months from the date of the final judgment awarding to said company said easements and right of way. Any interurban company availing itself of the privileges conferred by this section of this act is hereby prohibited from receiving for transportation at any point on that portion of the track or tracks so condemned—without the consent of the company over whose track or tracks the easement is condemned—any freight or passengers destined to a point or points between the termini of the track or tracks so condemned; and a wilful violation by the company of this provision of this section of this act shall operate to forfeit such easements or rights of way. If this section of this act shall be held by the courts of this State invalid for any reason, such invalidity shall not affect any other section or portion of this act.

Sec. 6. Such interurban electric railway companies shall also have the right and authority to produce, supply and sell electric light and power to the public and to municipalities.

Sec. 7. The provisions of this act shall be held and construed to be cumulative of all General Laws of this State on the subject of interurban electric railways when not in conflict herewith; but nothing contained in this act shall be construed or have the effect to confer the power of eminent domain, or any of the powers herein conferred except those conferred in Section 6, upon any interurban railroad or interurban railroad company or upon any person, firm, association, corporation, or to add to the powers already possessed by any such railroad or railroad company, person, firm, association or corporation so as to enable or authorize it to condemn any land or ground occupied by any portion of its line or track already constructed at the time this act shall take effect, or to condemn any land or ground for the purpose of changing the location of any track or line constructed at the time this act shall take effect. Pro-

vided, that nothing contained in this section shall be construed to take from any interurban railroad, interurban railroad company, person, firm, association or corporation, any power of eminent domain already possessed by it.

Sec. 8. The great necessity for this law, there being none existing upon the subject sufficient to permit interurban electric railway corporations to exercise the rights and powers herein conferred, creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule that bills be read on three several days in each house, and the same is hereby suspended, and that this act take effect and be in force from and after its passage, and it is so enacted.

And find the same correctly enrolled, and have this day, at 3:30 o'clock p. m., presented same to the Governor for his approval.

MASTERSON, Chairman.

THIRTY-EIGHTH DAY.

Senate Chamber,

Austin, Texas,

Thursday, February 28, 1907.

Senate met pursuant to adjournment. Lieutenant Governor A. B. Davidson in the chair.

Roll call, quorum present, the following answering to their names:

Alexander.	Looney.
Barrett.	Masterston.
Brachfield.	Mayfield.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Grinnan.	Stone.
Harbison.	Terrell.
Holsey.	Veale.
Hudspeth.	Watson.
Kellie.	

Absent.

Harper.

Absent—Excused.

Willacy.

Prayer by Rev. H. M. Sears, Chaplain of the Senate.

Pending the reading of the Journal of yesterday, on motion of Senator Hudspeth, the same was dispensed with.

(See Appendix for committee reports, petitions and memorials.)

BILLS AND RESOLUTIONS.

By Senator Smith:

Senate bill No. 217, A bill to be entitled "An Act to amend Article 2439, Chapter 1, Title XLV, of the Revised Civil Statutes of the State of Texas of 1895, in reference to fees of office to be charged and collected by certain State officers."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Veale:

Senate bill No. 218, A bill to be entitled "An Act to amend Article 650b, Chapter 2, Title XXI, of the Revised Civil Statutes of the State of Texas, with an emergency clause."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Green:

Senate bill No. 219, A bill to be entitled "An Act to amend Subdivision Sixteen (16) of Article 642 of Chapter one hundred and thirty (130) of the Acts of the Regular Session of the Twenty-fifth Legislature, entitled 'An Act to amend Articles 641 and 642, Chapter 2, Title XXI, of the Revised Civil Statutes of Texas, relating to corporations,' and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Murray:

Senate bill No. 220, A bill to be entitled "An Act to authorize the Commissioner of the General Land Office of Texas to have such surveying done in the territory between the Pecos river and the Rio Grande river as may be necessary to definitely locate the mineral-bearing school land surveys, and to co-operate with the Director of the United States Geological Survey in making a topographical survey and map of the localities as surveyed, and making an appropriation therefor, and making the disturbance of land marks and topographical marks a misdemeanor, and declaring an emergency."

Read first time, and referred to Committee on Public Lands and Land Office.

By Senator Alexander:

Senate bill No. 221, A bill to be entitled "An Act to amend Article 651, Chapter 3, Title XXI, of the Revised Civil Statutes of the State of Texas."

Read first time, and referred to Judiciary Committee No. 1.

By Senators Stone and Looney:

Senate bill No. 222, A bill to be entitled "An Act creating the Hogg Me-

morial Park, and providing for its improvement and care."

Read first time, and referred to Judiciary Committee No. 1.

By Senators Cunningham, Barrett and Chambers:

Senate bill No. 223, A bill to be entitled "An Act to authorize either the State or the defendant by a written request filed among the papers of any cause in which the defendant may have been convicted of a violation of the local option law prohibiting the sale of intoxicating liquors in local option territories to have the appeal therefrom sent to that branch of the Court of Criminal Appeals then in session or at which such appeals can be soonest reached and decided when there arises any constitutional question or an irregularity or illegality in any prohibition election."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Meachum:

Senate bill No. 224, A bill to be entitled "An Act to amend Articles 4584b, 4584c, 4584e and 4584f, Chapter 14, Title XCIV, of the Revised Civil Statutes of Texas of 1895, Articles 4584cc, 4584ccc, 4584ff and 4584fff, so as by said amended articles and by said newly-inserted articles to extend the scope of the Stock and Bond Law, to which said chapter relates, and enlarge the powers and duties of the Railroad Commission under said law, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1.

By Senator Meachum:

Senate bill No. 225, A bill to be entitled "An Act to amend Article 4486, Chapter 9, Title XCIV, of the Revised Civil Statutes of Texas of 1895, so as to enlarge the purpose for which railroad corporations may borrow money and issue and dispose of bonds, secured by mortgage, therefor, and so as to extend the provisions of said Article 4486 to the issuance and disposition of bonds, secured by mortgage for certain additional purposes, and so as to render the issuance, approval and registration of bonds, issued under said Article 4486 subject to the Railroad Stock and Bond Law, and provide other safeguards, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 1.

By Senators Barrett, Terrell and Mayfield:

Concurrent Resolution No. 5, Whereas, In the New York American and other Hearst newspapers of January 23, 1907, an article appeared under an Austin date line containing the following language:

"A SHAMELESS CAMPAIGN.

"Never in the history of Texas has there been such a shameless campaign as the one waged by Bailey, and in the light of the revelations concerning him and his speech in the United States Senate last spring can never be duplicated. When the Cosmopolitan bared some of the facts of Bailey's record and told of the money influence behind him, Bailey, in reply, rose in the Senate and dramatically took a leather pocketbook from within his pocket and said:

"In the last Senatorial election I arrived in Texas with a month's salary, \$400, in this purse. I went through the campaign, was re-elected and returned to Washington with some of that money left, and I paid all my personal expenses for the trip out of that amount."

"No one can tell today what Bailey's re-election cost him, or rather the corporate influences behind him. Money has been spent like water to re-elect him. The city of Austin has seen the debauching of a Legislature. Wine, women and song were only integral parts of the campaign. Every agency of vice and corruption was resorted to, in the effort to secure and hold Bailey votes, and money was spent without stint.

"To the everlasting shame of the State, Bailey is returned and his re-election reeks with scandal and corruption, that makes even the notorious elections in certain other States look paltry and innocuous"; and

Whereas, The committees appointed by the House and Senate to ascertain the author of said article, and the facts, if any, upon which it was based, have made a thorough investigation and have reported that no such dispatch was sent from Austin and that in the opinion of said committees said article was manufactured and written in New York; and

Whereas, The said New York American refused, after a request by said committees, to give the name of the author of said article, or the place where written, or the name of any witnesses who knew any fact which would tend to establish the truthfulness of any of the things above quoted; and

Whereas, Every member of this Legislature knows that there was absolutely no foundation whatever for any of the statements above quoted, but that said statements are false in every particular; and

Whereas, Said statements are libelous and reflect on this Legislature, as well as on the people of Texas and Senator Bailey; now, therefore, be it

Resolved by the Senate of the Thirtieth Legislature of the State of Texas, the House concurring, That we denounce the author of said article as an unprincipled falsifier, willing to destroy the good name of honest men, in order to carry out his malicious designs or the malicious designs of his employer. We also denounce the New York American, and the other papers which contained said article, for publishing such an article without having some facts upon which to base it, and we further denounce the New York American for purposely concealing the name of the author after request had been made by the committees of the House and Senate to furnish his name. We believe that a newspaper which would publish a false and libelous statement, such as the above, and then purposely conceal the name of the author from a properly constituted legislative authority, inquiring into the truthfulness of the charges, deserves the condemnation of all honest men.

Resolved further, That a copy of these resolutions be sent to each of the newspapers which contained said article, as well as to all the large newspapers in the United States with the request to publish the same.

Read and laid on the table.

Morning call concluded.

HOUSE MESSAGE.

Hall of the House of Representatives,
Austin, Texas, February 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

Senate bill No. 8, A bill to be entitled "An Act to prohibit railway companies, street railway companies, interurban railway companies or any other chartered common carrier or transportation companies or express or sleeping car companies or the receivers or lessees thereof, or their officers, agents or servants in this State, from carrying persons free of charge or carrying property free of charge, or giving to or for any person or passenger a free pass or authority to travel or pass free or to have property transported free over any line or lines

owned, operated or controlled by any such company in this State, and naming certain persons who are excepted from the prohibition; also prohibiting any of said companies, their officers, agents, employes, receivers, or lessees from discriminating among persons in rates and service; prohibiting any person not excepted from using or enjoying such free pass or free transportation, or from becoming the beneficiary of any discrimination, and prescribing suitable penalties, fines and imprisonment for the violation of the provision of this act; providing for prosecutions, fixing venue of suits, and appropriating any penalties that may be collected hereunder," with amendments.

Senate Concurrent Resolution No. 4, Recalling Senate bill No. 165 from the Governor.

House Concurrent Resolution No. 8, Relating to the lease of certain lots belonging to the State of Texas situated in the city of Austin.

Respectfully,

BOB BARKER,

Chief Clerk, House of Representatives.

BILLS SIGNED BY CHAIR.

The Chair (Lieutenant Governor Davidson) gave notice of signing, and did sign in the presence of the Senate, after their captions had been read,

House bill No. 413, "An Act to amend Sections 6 and 9 of an act of the Twenty-ninth Legislature, Chapter 47, General Laws, entitled 'An Act creating an Independent School District, including within its limits the municipal corporation of the town of Ballinger; to provide for the creation of a board of trustees thereof,' etc.

House bill No. 275, "An Act creating Christoval Independent School District in Tom Green county, Texas; defining its boundaries; providing for the election of a board of trustees thereof and defining their duties, powers and authority; authorizing said board of trustees to levy, assess and collect a tax of not exceeding 25 cents on the \$100 valuation of all property in said district," etc.

Senate Concurrent Resolution No. 4, Requesting the Governor to return Senate bill No. 165 for correction.

AMENDMENT TO RULES.

Senator Skinner here called up, as privileged matter, the notice of introduction of an amendment to the Rules, which notice he offered on yesterday, and offered the following amendment to

Division 2a, Section 11, of the Rules of the Senate:

"And it shall require four-fifths of the Senators present to suspend this Rule."

Senator Skinner moved the adoption of the amendment, and

Senator Smith moved, as a substitute, that the amendment lie on the table until tomorrow morning after the conclusion of the morning call.

Pending discussion on the motion,

Senator Skinner withdrew the motion to adopt the amendment, and the same was laid on the table until tomorrow morning.

HOUSE BILL NO. 10.

The Chair laid before the Senate, on second reading, and pending business,

House bill No. 10, A bill to be entitled "An Act to amend Article 359, Chapter 4 of Title X of the Penal Code of the State of Texas, defining what constitutes a disorderly house so as to include any house in which intoxicating liquors are sold in any county, justice's precinct, school district, city or town or subdivisions of any county in which the sale of intoxicating liquors is prohibited by law."

The question being on the amendment by Senator Hudspeth (see page 357 for the amendment),

Senator Glasscock moved to suspend the regular order of business, and the Senate take up, out of its order, Senate bill No. 140, for the purpose of setting it for a special order.

Objection was raised, and pending discussion on the motion Senator Glasscock withdrew the same.

Action then recurred on the pending business, House bill No. 10, and

Senator Griggs offered the following substitute for the amendment by Senator Hudspeth, which was pending:

Amend the bill, inserting after the word "suit," line 18, page 4 of the bill, the following: "Providing that the provisions of this act shall not apply to nor be so construed so as to interfere with the control and regulation of bawds and bawdy houses by ordinance of incorporated towns and cities acting under special charters and of population over 30,000, and where the same are actually confined within a designated district within such cities."

Senator Skinner offered the following amendment to the substitute, which was adopted:

Amend the substitute amendment by striking out the words, "and of population over 30,000."

Senator Skinner offered the following

amendment to the substitute, which was adopted:

Amend the substitute amendment by inserting after the word "confined" the following: "Or may hereafter be confined."

Question then being on the amendment as substituted, the same was then adopted by the following vote:

Yeas—23.

Alexander.	Looney.
Barrett.	Masterson.
Chambers.	Meachum.
Faust.	Murray.
Glasscock.	Paulus.
Green.	Senter.
Greer.	Skinner.
Griggs.	Stokes.
Grinnan.	Stone.
Holsey.	Terrell.
Hudspeth.	Watson.
Kellie.	

Nays—5.

Brachfield.	Smith.
Cunningham.	Veale.
Harbison.	

Absent.

Harper.	Mayfield.
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Absent—Excused.

Willacy.

Senator Stone offered the following amendment:

Amend by adding after the word "of" in line 19, page 3, of the printed bill the following: "Not exceeding."

The amendment was lost by the following vote:

Yeas—4.

Faust.	Murray.
Hudspeth.	Stone.

Nays—24.

Alexander.	Kellie.
Barrett.	Looney.
Brachfield.	Masterson.
Chambers.	Meachum.
Cunningham.	Paulus.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Grinnan.	Terrell.
Harbison.	Veale.
Holsey.	Watson.

Absent.

Harper.	Mayfield.
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Absent—Excused.

Willacy.

Senator Griggs offered the following amendment, which was adopted:

Amend the bill by striking out the word "disorderly" in line 24, page 1, and insert in lieu thereof the word "bawdy," and to substitute a period for the comma after the word "vocation," line 26, page 1.

Senator Griggs offered the following amendment, which was adopted:

Amend the bill by striking out the word "or" after the word "vocation," line 26, page 1, and insert in lieu thereof the following: "A disorderly house is."

Senator Griggs offered the following amendment, which was adopted:

Amend the bill by inserting in line 26, page 1, after the word "play house" the word "assignment house."

Senator Griggs offered the following amendment, which was adopted:

Amend the bill by adding to Section 1 of the bill, line 2, page 2, the following: "An assignment house is a house, room or place where men and women meet by mutual appointment or by appointment made by another for the purpose of sexual intercourse, whether at such place vinous, spirituous or malt liquors are kept for sale or are used or not."

Senator Smith offered the following amendment, which was adopted:

Amend the bill by adding thereto Section 1a: "It shall be unlawful for any person to invite, solicit, procure, allure or use any means for the purpose of alluring or procuring any female to visit, and be at, any particular house, room or place for the purpose of meeting and having unlawful sexual intercourse with any male person, or to take part, or in any way participate in any immoral conduct with men or women, or to use at such places any intoxicating liquors, or to give any person the name and address, or either, or photograph of any female for the purpose of enabling the person to whom such name, address or photograph of such female is given and furnished to meet and have unlawful sexual intercourse, or to bring about or procure such unlawful sexual intercourse with such female by another person. Any person violating any of the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than \$50 nor more than \$200, and in addition thereto be confined in the county jail not less than one nor more than six months."

SMITH,
ALEXANDER.

Senator Looney offered the following amendment, which was adopted:

Amend the caption of the bill by inserting in line 16, page 1, between the words "a" and "disorderly" the following words: "Bawdy houses, assignation houses, procuresses, and."

Senator Chambers offered the following amendment:

Amend the bill by adding Section 2, which shall read as follows:

Any married person who shall visit any disorderly, bawdy or assignation house in this State shall be punished by a fine not to exceed \$1000 or by confinement in county jail not to exceed twelve months, or by both such fine and imprisonment.

CHAMBERS,
HUDSPETH.

Senator Looney offered the following amendment to the amendment:

Amend the amendment by striking out the word "married."

Senator Smith offered the following substitute for the amendment to the amendment:

Amend the amendment by inserting after the words "married man" the following: "Except peace officers on official business."

Senator Griggs moved to table the amendment, the amendment to the amendment and the substitute for the amendment to the amendment. The motion to table was lost by the following vote:

Yeas—9.

Green.	Senter.
Griggs.	Skinner.
Kellie.	Terrell.
Looney.	Watson.
Meachum.	

Nays—19.

Alexander.	Hudspeth.
Barrett.	Masterson.
Brachfield.	Murray.
Chambers.	Paulus.
Cunningham.	Smith.
Faust.	Stokes.
Greer.	Stone.
Grinnan.	Veale.
Harbison.	Willacy.
Holsey.	

Absent.

Glasscock.	Mayfield.
Harper.	

Question then recurred on the substitute for the amendment to the amendment, and the same was adopted by the following vote:

Yeas—15.

Brachfield.	Meachum.
Chambers.	Murray.
Greer.	Skinner.
Grinnan.	Smith.
Holsey.	Stokes.
Hudspeth.	Stone.
Kellie.	Veale.
Masterson.	

Nays—13.

Alexander.	Looney.
Barrett.	Paulus.
Cunningham.	Senter.
Faust.	Terrell.
Green.	Watson.
Griggs.	Willacy.
Harbison.	

Absent.

Glasscock.	Mayfield.
Harper.	

(Senator Murray in the chair.)

Question then recurred on the amendment as amended.

RECESS.

On motion of Senator Masterson, the Senate at 1 o'clock p. m., recessed until 3 o'clock today.

AFTER RECESS.

The Senate was called to order by Lieutenant Governor Davidson.

There being a number of Senators absent, Senator Willacy moved that the Senate take a recess for twenty minutes. The yeas and nays being called for, and the roll call developed no quorum voting, as follows:

Yeas—9.

Faust.	Murray.
Green.	Skinner.
Greer.	Veale.
Grinnan.	Willacy.
Holsey.	

Nays—2.

Glasscock.	Griggs.
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Absent.

Alexander.	Masterson.
Barrett.	Mayfield.
Brachfield.	Meachum.
Chambers.	Paulus.
Cunningham.	Senter.
Harbison.	Smith.
Harper.	Stokes.
Hudspeth.	Stone.
Kellie.	Terrell.
Looney.	Watson.

Senator Veale moved that the Senate adjourn until tomorrow morning at 10 o'clock, and the motion was lost by the following vote:

Yeas—4.

Glasscock.	Murray.
Grinnan.	Veale.

Nays—8.

Faust.	Holsey.
Green.	Mayfield.
Greer.	Skinner.
Griggs.	Willacy.

Absent.

Alexander.	Masterson.
Barrett.	Meachum.
Brachfield.	Paulus.
Chambers.	Senter.
Cunningham.	Smith.
Harbison.	Stokes.
Harper.	Stone.
Hudspeth.	Terrell.
Kellie.	Watson.
Looney.	

Senator Veale moved a call of the Senate for the purpose of securing a quorum, the motion being duly seconded, was so ordered.

The roll was called, the following Senators answering to their names:

Faust.	Mayfield.
Glasscock.	Murray.
Green.	Skinner.
Greer.	Stokes.
Griggs.	Veale.
Grinnan.	Willacy.
Holsey.	

Absent.

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Meachum.
Chambers.	Paulus.
Cunningham.	Senter.
Harbison.	Smith.
Harper.	Stone.
Hudspeth.	Terrell.
Kellie.	Watson.

The Sergeant-at-Arms was instructed to bring in the absentees.

Senators Senter and Masterson were here announced at the bar of the Senate. (Senator Holsey in the chair.)

ADJOURNMENT.

On motion of Senator Skinner, the Senate, at 3:30 o'clock, adjourned until tomorrow morning at 10 o'clock.

APPENDIX.

PETITIONS.

By Senator Glasscock:

Round Rock, Williamson Co., Texas,
February —, 1907.

To the Honorable Legislature of Texas:

Your undersigned subscribers believe that some legislative action is necessary to check the alarming growth in futures, but at the same time we do not wish to deprive ourselves of the benefits of the market information.

We, therefore, respectfully request that you adopt some legislation, such as the McGregor-Watson bill now before the Legislature, which will remove gambling from the future dealing and leave the legitimate features unchanged, which, we believe will be beneficial.

Numerously signed by citizens of Bartlett and Round Rock, Texas.

SPECIAL COMMITTEE REPORT.

Committee Room,
Austin, Texas, February 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your committee appointed to ascertain the author of the article which appeared in the New York American on January 23, 1907, under Austin date line, working in conjunction with a like committee of the House, have adopted the report of said House committee as our report, and beg leave to submit the same as our report, together with the testimony taken in said investigation.

1. That no such dispatch as the one referred to in the resolution providing for the appointment of the committee was sent from Austin either to the New York American or to any other newspaper. Neither this article or anything similar to it appears among the files of any telegraph company in Austin.

2. After the local manager of every telegraph wire leading out of Austin had been before your committee and had exhibited every telegram and dispatch that could possibly throw any light on the matter and had sworn that no such dispatch had been sent over any of their wires, your committee sent a telegram to the New York American on February 1, requesting the name of the author of the article, place where written and the name of any witness who knew any fact which would tend to establish the truthfulness of any of the matters alleged in said article. We have never received any answer to this telegram, although

an answer was demanded at the committee's expense, and although the Western Union Telegraph Company requested an answer several days after our telegram was delivered.

3. There was absolutely no foundation in fact for that portion of the article copied in the resolution under which this committee was appointed, nor any of the statements in said article which charged corruption or corporate influences. It is the unanimous opinion of your committee that the article in question was manufactured and written in New York, and that its author had no information whatever to justify the libelous statements published therein.

We herewith transmit stenographic report of the proceedings of the committee and the evidence taken before us, together with certain original telegrams, which came into our possession, and copies of others taken in our investigation, and recommend that such stenographic report and such instruments be filed with this report among the archives of the Senate.

BARRETT,
MAYFIELD,
TERRELL,

On part of the Senate.

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, February 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Education, to whom was referred

Senate bill No. 32, A bill to be entitled "An Act to provide a mode of assessing and keeping separate taxes paid for public free school purposes by the whites and the negroes, and to apply the amounts paid by the whites for the benefit of the white schools and the amounts paid by the negroes for the benefit of the negro schools,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BARRETT, Chairman.

Committee Room,
Austin, Texas, February 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution No. 14, A Joint Resolution by the Legislature to amend the Constitution of the State of Texas by adding Article 12a thereto,

which said article shall be divided into Sections 1, 2, 3, 4, 5, 6, 7, 8 and 9,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

LOONEY, Acting Chairman.

Committee Room,
Austin, Texas, February 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 215, A bill to be entitled "An Act to amend Article 2312, relating to evidence, as set forth in an act to adopt and establish the Revised Civil Statutes of the State of Texas, passed at the Regular Session of the Twenty-fourth Legislature of Texas,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

STONE, Chairman.

Committee Room,
Austin, Texas, February 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 181, A bill to be entitled "An Act to create a judiciary commission, to prepare and submit to the Thirty-first Texas Legislature drafts of constitutional amendments and bills and measures for the improvement of the judiciary system and procedure of Texas,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

STONE, Chairman.

Committee Room,
Austin, Texas, February 28, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 199, A bill to be entitled "An Act to amend Chapter 10 of the General Laws passed at the First Called Session of the Twenty-ninth Legislature of Texas, by amending Subdivision '2' of Section '16' of said act, and by repealing Section '21' of said act,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

STONE, Chairman.

Committee Room,
Austin, Texas, February 28, 1907.
Hon. A. B. Davidson, President of the Senate.

Sir: Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 214, A bill to be entitled "An Act to provide for the publication of the Appellate Court Reports, and providing for an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

STONE, Chairman.

Committee Room,
Austin, Texas, February 27, 1907.
Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 26, A bill to be entitled "An Act to repeal Chapter 12 of the General Laws of Texas, passed by the Twenty-seventh Legislature, page 12, Laws of 1901, and to pass in lieu thereof this act; to create a board of medical examiners for the examination and licensing of all physicians, surgeons and obstetricians; to prescribe their qualifications; to provide for their proper registration, the revocation of their licenses for flagrant offenses, and to fix suitable penalties for illegal practice."

And find the same correctly engrossed.
CUNNINGHAM, Chairman.

THIRTY-NINTH DAY.

Senate Chamber,
Austin, Texas,
Friday, March 1, 1907.

Senate met pursuant to adjournment.
Lieutenant Governor A. B. Davidson in the chair.

Roll call, quorum present, the following answering to their names:

Alexander.	Looney.
Barrett.	Masterson.
Brachfield.	Mayfield.
Chambers.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Glasscock.	Senter.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stone.
Grinnan.	Terrell.
Harbison.	Veale.
Hudspeth.	Watson.
Kellie.	Willacy.

Absent.

Harper.
Holsey.

Stokes.

Prayer by Rev. H. M. Sears, Chaplain of the Senate.

Pending the reading of the Journal of yesterday, on motion of Senator Kellie, the same was dispensed with.

(See Appendix for committee reports, petitions and memorials.)

SENATE JOINT RESOLUTION NO. 14--RECOMMITTED.

Under the head of reports of standing committees, Senator Smith moved that Senate Joint Resolution No. 14 be re-committed to the Committee on Constitutional Amendments, with the request that the resolution be promptly reported.

The motion was adopted, and the resolution was so recommitted.

BILLS AND RESOLUTIONS.

By Senator Chambers:

Senate bill No. 226, A bill to be entitled "An Act to amend 'An Act imposing an annual occupation tax upon each office or place kept and maintained by express companies in this State, at which intoxicating liquors legally deliverable are delivered upon payment of purchase money therefor; providing a penalty for failure to pay such tax; and declaring an emergency,' passed and enacted at the present session of the Thirtieth Legislature of the State of Texas, and approved the 12th day of February, 1907, so as to add thereto Section 2a, relieving such companies from keeping, operating or maintaining offices at which intoxicating liquors are deliverable upon the payment of the purchase price therefor, and further relieving such companies from any obligation to receive, transport or deliver any intoxicating liquors to be paid for on delivery."

Read first time, and referred to Judiciary Committee No. 2.

By Senator Willacy:

Senate bill No. 227, A bill to be entitled "An Act to provide for the publication of the Appellate Court Reports."

Read first time, and referred to Finance Committee.

By Senator Kellie:

Senate bill No. 228, A bill to be entitled "An Act to amend Section 54, Chapter 104, of the Acts of the Regular Session of the Twenty-ninth Legislature of the State of Texas, entitled 'An Act